

Senate Amendment 3005

PAG LIN

1 1 Amend House File 1, as passed by the House, as
1 2 follows:

1 3 #1. Page 1, by inserting before line 1 the
1 4 following:

1 5 <DIVISION I
1 6 MINIMUM WAGE>

1 7 #2. Page 2, line 1, by inserting after the word
1 8 <This> the following: <division of this>.

1 9 #3. Page 2, by inserting after line 2 the
1 10 following:

1 11 <DIVISION II
1 12 UNEMPLOYMENT COMPENSATION BENEFITS

1 13 Sec. ____ Section 96.4, Code 2007, is amended by
1 14 adding the following new subsection:

1 15 NEW SUBSECTION. 8. The individual has satisfied
1 16 one one-week waiting period during the individual's
1 17 benefit year. To satisfy the one-week waiting period,
1 18 the individual, with respect to the week in question,
1 19 must be unemployed, have filed a claim for benefits,
1 20 and be eligible for benefits from this state, but must
1 21 not have received benefits from this or another state,
1 22 and must not be eligible for benefits from another
1 23 state.

1 24 DIVISION III
1 25 DRUG TESTING

1 26 Sec. ____ Section 730.5, subsection 1, paragraph
1 27 b, Code 2007, is amended to read as follows:

1 28 b. "Confirmed positive test result" means, except
1 29 for alcohol testing conducted pursuant to subsection
1 30 7, paragraph "f", subparagraph (2), the results of a
1 31 ~~blood, urine, or oral fluid drug test~~ in which the
1 32 level of controlled substances or metabolites in the
1 33 ~~specimen sample~~ analyzed meets or exceeds nationally
1 34 accepted standards for determining detectable levels
1 35 of controlled substances as adopted by the ~~federal~~
1 36 United States department of health and human services'
1 37 substance abuse and mental health services
1 38 administration. If nationally accepted standards for
1 39 ~~oral fluid tests on a particular specimen~~ have not
1 40 been adopted by the ~~federal United States department~~
1 41 of health and human services' substance abuse and
1 42 mental health services administration, the standards
1 43 for determining detectable levels of controlled
1 44 substances for purposes of determining a confirmed
1 45 positive test result shall be the same standard that
1 46 has been ~~established~~ cleared or approved by the
1 47 ~~federal United States department of health and human~~
1 48 services' food and drug administration for the
1 49 ~~measuring instrument used to perform the oral fluid~~
1 50 ~~test particular specimen testing utilized.~~

2 1 Sec. ____ Section 730.5, subsection 1, paragraph
2 2 k, Code 2007, is amended to read as follows:

2 3 k. "Sample" means such sample from the human body
2 4 capable of revealing the presence of alcohol or other
2 5 drugs, or their metabolites, ~~which shall include only~~
2 6 ~~urine, saliva, breath, and blood.~~ However, "sample"
2 7 does not mean blood except as authorized pursuant to
2 8 subsection 7, paragraph "l".

2 9 Sec. ____ Section 730.5, subsection 7, paragraph
2 10 b, Code 2007, is amended to read as follows:

2 11 b. Collection of a ~~urine~~ sample for testing of
2 12 current employees shall be performed so that the
2 13 specimen is split into two components at the time of
2 14 collection in the presence of the individual from whom
2 15 the sample or specimen is collected. The second
2 16 portion of the specimen or sample shall be of
2 17 sufficient quantity to permit a second, independent
2 18 confirmatory test as provided in paragraph "i". ~~The~~
2 19 If the sample is urine, the sample shall be split such
2 20 that the primary sample contains at least thirty
2 21 milliliters and the secondary sample contains at least
2 22 fifteen milliliters. Both portions of the sample
2 23 shall be forwarded to the laboratory conducting the
2 24 initial confirmatory testing. In addition to any

2 25 requirements for storage of the initial sample that
2 26 may be imposed upon the laboratory as a condition for
2 27 certification or approval, the laboratory shall store
2 28 the second portion of any sample until receipt of a
2 29 confirmed negative test result or for a period of at
2 30 least forty-five calendar days following the
2 31 completion of the initial confirmatory testing, if the
2 32 first portion yielded a confirmed positive test
2 33 result.

2 34 DIVISION IV

2 35 DEPARTMENT OF WORKFORCE DEVELOPMENT

2 36 Sec. _____. Section 88.2, subsection 1, Code 2007,
2 37 is amended to read as follows:

2 38 1. The labor commissioner, appointed pursuant to
2 39 section 91.2, and the division of labor services of
2 40 the department of workforce development created in
2 41 section 84A.1 shall administer this chapter. The
2 42 labor commissioner's primary responsibility in
2 43 administering this chapter shall be to make workplace
2 44 safety the predominant concern, ensuring consistent
2 45 enforcement interpretations and agency policies that
2 46 support the state's general business climate.

2 47 Sec. _____. Section 88.16, subsection 1, Code 2007,
2 48 is amended to read as follows:

2 49 1. The commissioner shall conduct directly or by
2 50 contract, educational programs to provide an adequate
3 1 supply of qualified personnel to administer this
3 2 chapter and informational programs on the importance
3 3 of and proper use of adequate safety and health
3 4 equipment. The commissioner shall provide continuous
3 5 and timely documentation of all training completed by
3 6 the commissioner and the commissioner's
3 7 representatives, the dates on which the training was
3 8 completed, a record of the commissioner's and the
3 9 commissioner's representatives' inspection experience
3 10 within the defined sectors of the North American
3 11 industry classification system, and the dates on which
3 12 the experience was obtained, and shall make the
3 13 information documented available upon request.>

3 14 #4. Title page, by striking lines 1 and 2 and
3 15 inserting the following: <An Act relating to the
3 16 duties, responsibility, and operations of the
3 17 department of workforce development, including the
3 18 state minimum wage law, unemployment compensation
3 19 benefits, and employee drug testing, and providing an
3 20 effective date.>

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3 24 JEFF ANGELO

3 25 HF 1.304 82

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